

MESSAGE NO: 2034118 MESSAGE DATE: 02/03/1992

MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: PRE-Preliminary PUBLIC ☒ NON-PUBLIC ☐
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE 2003111
MESSAGE #
(s):

CASE #(s): A-588-820

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 01/02/1992 TO

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: UPDATED- PRELIMINARY DETERMINATION IN THE ANTIDUMPING DUTY
INVESTIGATION OF NEW MINIVANS FROM JAPAN (A-588-820)

MESSAGE NO: 2034118

DATE: 02 03 1992

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CASES: A - 588 - 820

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PERIOD COVERED: 01 02 1992 TO

LIQ SUSPENSION DATE:

TO: REGIONAL DIRECTORS, COMMERCIAL OPERATIONS
DISTRICT DIRECTORS, AREA AND PORT DIRECTORS

FROM: DIRECTOR, TRADE COMPLIANCE DIVISION

RE: UPDATED- PRELIMINARY DETERMINATION IN THE ANTIDUMPING
DUTY INVESTIGATION OF NEW MINIVANS FROM JAPAN (A-588-820)

1. This message updates the previous notification of preliminary determination in paragraph 4 (Email 2003111, dated 1-3-92).

2. The Department of Commerce (the Department) published in the Federal Register on January 2, 1992, notice of its preliminary determination that new minivans from Japan are being sold in the United States at less than fair value.

3. The products covered by this investigation are new minivans. Minivans are currently provided for under HTS subheadings 8703 and 8704. For purposes of this investigation, a minivan is an on-highway motor vehicle which generally has the following characteristics: 1) a cargo capacity behind the front row of seats that is 100 cubic feet or greater and less than 200 cubic feet; 2) a body structure, width and seat configuration capable of providing full walk-through mobility from the front seat row to the third seat row, or at least partial walk-through mobility from either (a) the front seat row to the third seat row; 3) a hood that is sloping and a short distance from the cowl to the front bumper relative to the overall length of the vehicle; 4) a gross vehicle weight that is less than 6,000 pounds; 5) a height that is between 62 and 75 inches; 6) a single, box-like structure that envelopes both the space for the driver and front-seat passenger and the rear space (which has flat or nearly flat floors and is usable for carrying passengers and cargo); and, 7) a rear side passenger access door (or doors) and a rear door (or doors) that provide wide and level access to the rear area.

A vehicle does not necessarily have to meet all seven criteria to be considered a minivan. The Department will compare the physical characteristics of vehicles with the above criteria and determine on a case-by-case basis whether a vehicle shares enough physical characteristics with minivans, as described by the above seven criteria, to be considered a minivan. While all seven of the above criteria are important in determining whether a vehicle is a minivan, the criteria which reflect a measurement of interior space (cowl length, walk-through capability, and cargo capacity) are of primary importance.

The vehicles currently recognized as minivans being imported from Japan are the Toyota Previa and Mazda MPV. If you are uncertain as to whether or not any vehicle is a minivan, please contact the Department of Commerce at the number below.

when analyzed by reference to the seven scope criteria, cannot be considered minivans. Accordingly, although specifically named in the petition, the Expo and Expo LRV are not within the class or kind of merchandise subject to this investigation. Since there is no allegation of less than fair value sales for any vehicle other than minivans, no investigation of any other vehicle is warranted.

5. For further reporting purposes this case has been assigned investigation number (A-588-820).

6. For all exports of new minivans from Japan by Mazda Motor Corporation and Mazda Motor of America, Inc. (collectively "Mazda") and Toyota Motor Corporation and Toyota Motor Sales, U.S.A., Inc. (collectively "Toyota"), and all other companies, the Customs Service shall suspend liquidation of such new minivans that are entered or withdrawn from warehouse on or after January 2, 1992, and shall require a cash deposit or the posting of a bond equal to the estimated preliminary margin percentages listed below.

MANUFACTURER\PRODUCER EXPORTER	IDENTIFICATION NUMBER	PRELIMINARY MARGIN PERCENTAGES
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Mazda Motor

Corporation and Mazda

Motor of America, Inc.	A-588-820-001	7.19%
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Toyota Motor

Corporation and Toyota

Motor Sales, U.S.A., Inc.	A-588-820-002	0.95%
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All Others	A-588-820-000	4.23%
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THE MODULE HAS BEEN UPDATED TO REFLECT THE ABOVE INFORMATION

7. If there are any questions regarding this matter by Customs

Officers, via E-Mail, through the Regional

Antidumping\Countervailing Duty Coordinator, the Trade Compliance

Division, Antidumping\Countervailing Duty Branch, using attribute

"HQ OAB." The importing public and other interested parties should contact James Terpstra or James Maeder of the Office of Antidumping Investigations, Import Administration, International Trade Administration, U.S. Department of Commerce, telephone: (202) 377-3965 or (202) 377-4929, respectively.

8. There are no restrictions on the release of this information.

Nancy McTiernan

Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party